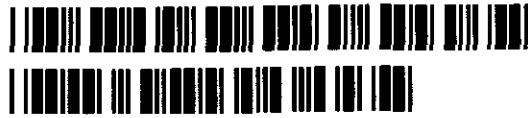


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09-CV-00505-ORD

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 LONNIE RAY CARTER, ) CASE NO. C09-0505-MJP-MAT  
09 Plaintiff, )  
10 v. )  
11 THOMAS C. PAYNTER, et al., ) ORDER GRANTING MOTIONS TO  
12 Defendants. ) DISMISS AND DISMISSING § 1983  
 ) ACTION AS TO SOME  
 ) DEFENDANTS  
 )  
 )

13 The Court, having reviewed the Report and Recommendation of the Honorable Mary  
14 Alice Theiler, United States Magistrate Judge, and the balance of the record, does hereby find  
15 and ORDER:

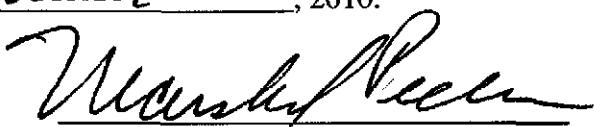
16 (1) The Court adopts the Report and Recommendation;  
17 (2) Defendant Ward's motion to dismiss (Dkt. 81) and the State Defendants' motion  
18 to dismiss (Dkt. 73) are GRANTED and Plaintiff's claims against Bank of  
19 America are DISMISSED *sua sponte*;  
20 (3) The complaint and this action are DISMISSED with prejudice as to defendants  
21 Ward, Alvaredo-Jackson, Dunleavy, Shumate, Gregoire, Uttecht, McKenna,  
22

ORDER GRANTING MOTIONS TO DISMISS AND  
DISMISSING § 1983 ACTION AS TO SOME DEFENDANTS  
PAGE -1

01 Walker, Vest, McKinnay, Bauman, Avery, and Bank of America; and

02 (4) The Clerk is directed to send copies of this Order to the parties and to Judge.

03 DATED this 1 day of February, 2010.



04  
05 MARSHA J. PECHMAN  
06 United States District Judge  
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